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DEPARTMENT OF
WATER RESOURCES

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Attorneys for Claimant Robert & Kathi Meyers Ltd. Family Partnership

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

Subcase No.: 47-2137

**UNOPPOSED MOTION FOR
SUBSTITUTION OF PARTIES**

Robert and Kathi Meyers Ltd. Family Partnership ("Meyers"), by and through their attorneys Givens Pursley LLP, and pursuant to Idaho Rules of Civil Procedure 25(c) and (3), hereby submit this *Unopposed Motion for Substitution of Parties* in the above referenced Subcase No. 47-2137 recommended by the Department to be decreed to Meyers and request that the Court order that Meyers be substituted as the Objector in Subcase No. 47-2137.

The reason for this Motion is that by a Water Right Quitclaim Deed and Assignment dated Marcy 14, 2011, the Meyers are the assignees of the interests of Kenneth Mulberry and Jennifer Mulberry, Ken Mulberry Enterprises and Russet Valley Marketing, Inc. (collectively "Mulberry") in and to water right no. 47- 2137, including all claims, recommendations or responses of Mulberry related to water right no. 47-2137 pending in the SRBA.

The Meyers' counsel certifies that he has contacted counsel for Mulberry and confirmed that Mulberry does not oppose this Motion.

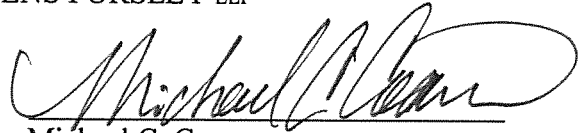
A hearing on this motion is not requested. A proposed Order Granting Motion for Substitution of Parties is attached hereto as Exhibit A.

DATED this 13th day of April, 2011.

Respectfully submitted,

GIVENS PURSLEY LLP

By:

A handwritten signature in black ink, appearing to read "Michael C. Creamer", written over a horizontal line.

Michael C. Creamer

*Attorneys for Robert & Kathi Meyers Ltd.
Family Partnership*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of April, 2011, the foregoing was filed, served, or copied as follows:

ORIGINAL FILED

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
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Twin Falls, ID 83303-2707

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**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

Subcase No.: 47-2137

**ORDER GRANTING UNOPPOSED
MOTION FOR SUBSTITUTION OF
PARTIES**

On April ___, 2011, Robert and Kathi Meyers Ltd. Family Partnership filed their *Unopposed Motion for Substitution of Parties* with the Court seeking to be substituted for Kenneth Mulberry and Jennifer Mulberry, Ken Mulberry Enterprises and Russet Valley Marketing, Inc. (collectively "Mulberrys") as the Objector in Subcase No. 47-2137. The Motion being unopposed by the Mulberrys, there being no other parties to the Subcase, and good cause appearing therefore, the Meyers' Motion is hereby granted. The Robert and Kathi Meyers Ltd. Family Partnership shall be substituted hereafter as the Objector and the Mulberrys shall no longer be parties to Subcase No. 47-2137. Meyers' counsel shall serve a copy of this Order on the Mulberry's counsel and all other persons required to be served by Administrative Order 1.

IT IS SO ORDERED.

Dated: April __, 2011.

THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this ____ day of April, 2011, the foregoing was filed, served, or copied as follows:

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